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Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

TAWANNA RICE and KELLY RICE and all
others similarly situated,

Plaintiffs,

v.

KIMBERLY-CLARK CORPORATION, a
Delaware corporation,

Defendant.

CASE NO. 2:21-cv-01519-DAD-KJN

**JOINT MOTION FOR ADMINISTRATIVE
RELIEF REGARDING SECOND AMENDED
COMPLAINT AND BRIEFING SCHEDULE**

1 By and through their undersigned counsel of record, Plaintiffs Tawanna Rice and Kelly Rice,
2 and Defendant Kimberly-Clark Corporation hereby stipulate and agree as follows:

3 WHEREAS, Plaintiffs filed a Complaint in this Court on August 24, 2021 (Dkt. No. 1);

4 WHEREAS, Plaintiffs filed a First Amended Complaint on October 27, 2021 (Dkt. No. 9);

5 WHEREAS, Defendant moved to dismiss the First Amended Complaint on December 15,
6 2021 (Dkt. 10);

7 WHEREAS, the Court granted in part Defendant's motion to dismiss with leave to amend on
8 November 8, 2022 (Dkt. 24);

9 WHEREAS, the parties previously stipulated to, and the Court previously ordered (Dkt. 26), a
10 pleading and briefing schedule in connection with Plaintiffs' potential second amended complaint
11 and Defendant's corresponding motion to dismiss, if any;

12 WHEREAS, the parties continue to discuss and consider the claims, allegations and defenses
13 at issue in this case, the potential for certain amendments to the First Amended Complaint, and their
14 respective positions thereon;

15 WHEREAS, the parties reasonably believe that any future amended pleadings or briefing
16 would benefit from their continued discussions and considerations of the issues to be potentially
17 addressed therein, and that a reasonable extension of the current briefing schedule would facilitate
18 their continuing discussion of the issues, without altering any other existing deadlines or aspects of
19 the Court's schedule in this case;

20 NOW THEREFORE, the parties hereby stipulate, agree, and respectfully request that the
21 Court enter an Order establishing the following schedule:

- 22 1. Plaintiffs shall file their Second Amended Complaint, if any, by February 21, 2023.
- 23 2. Defendant shall file a responsive pleading by March 31, 2023.
- 24 3. If Defendant files a motion to dismiss, Plaintiffs shall file any opposition by April 28,
25 2023.
- 26 4. If Defendant files a motion to dismiss, Defendant shall file any reply in support of the
27 motion by May 19, 2023.
- 28

1 Dated: January 6, 2023

2 FINKELSTEIN & KRINSK LLP

3 By: /s/ David J. Harris, Jr.
4 David J. Harris, Jr.

5 Attorneys for Plaintiffs Tawanna Rice & Kelly Rice

6 THEANE EVANGELIS
7 TIMOTHY W. LOOSE
8 ANDREW M. KASABIAN
9 GIBSON, DUNN & CRUTCHER LLP

10 By: /s/ Timothy W. Loose
11 Timothy W. Loose

12 Attorneys for Defendant Kimberly-Clark Corporation
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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

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KIMBERLY-CLARK CORPORATION, a
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Defendant.

CASE NO. 2:21-cv-01519-DAD-KJN

[PROPOSED] ORDER

This matter is before the Court on the parties' stipulation. After consideration of the stipulation and for good cause shown, the Court hereby GRANTS the stipulation and ORDERS as follows:

1. Plaintiffs shall file their Second Amended Complaint, if any, by February 21, 2023.
2. Defendant shall file a responsive pleading by March 31, 2023.
3. If Defendant files a motion to dismiss, Plaintiffs shall file any opposition by April 28, 2023.
4. If Defendant files a motion to dismiss, Defendant shall file any reply in support of the motion by May 19, 2023.

IT IS SO ORDERED.

Dated: _____

DALE A. DROZD, JUDGE
UNITED STATES DISTRICT COURT